

D&C 2/2

	<b>TRANSMITTAL LETTER</b> (General - Patent Pending)	Docket No. <b>1243.LUKP:105US</b>
	In Re Application of: <b>Markus BAEHR</b>	

Application No. 10/762,929	Filing Date Jan. 22, 2004	Examiner Michael ZANELLI	Customer No. 24041	Group Art Unit 3661	Confirmation No. 5746
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Title:  
**METHOD FOR DETERMINING A DISPLACEMENT STATE OF A CLUTCH ACTUATOR IN A VEHICLE**

COMMISSIONER FOR PATENTS:

Transmitted herewith is:

**Petition to Accept an Unintentionally Delayed Claim for Priority Under 37 C.F.R. 1.78(a)(3)**

in the above identified application.

- ☐ No additional fee is required.
- ☐ A check in the amount of \_\_\_\_\_ is attached.
- ☐ The Director is hereby authorized to charge and credit Deposit Account No. \_\_\_\_\_ as described below.
  - ☐ Charge the amount of \_\_\_\_\_
  - ☐ Credit any overpayment.
  - ☐ Charge any additional fee required.
- ☒ Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

\_\_\_\_\_  
Signature

Dated: June 24, 2005

Robert P. Simpson, Esq.  
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Facsimile No. 716-626-0366

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on June 24, 2005 (Date)	
Signature of Person Mailing Correspondence Robert P. Simpson, Esq.	
Typed or Printed Name of Person Mailing Correspondence	

CC:



THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: **M. BAEHR**

U.S. Patent Application No. **10/762,929**

Filed: **January 22, 2004**

Examiner: **ZANELLI, M.**

Group Art Unit: **3661**

Confirmation No.: **5746**

Customer No.: **24041**

For: **METHOD FOR DETERMINING A DISPLACEMENT STATE OF A CLUTCH ACTUATOR IN A VEHICLE**

**PETITION TO ACCEPT AN UNINTENTIONALLY DELAYED CLAIM FOR PRIORITY UNDER 37 CFR § 1.78(a)(3)**

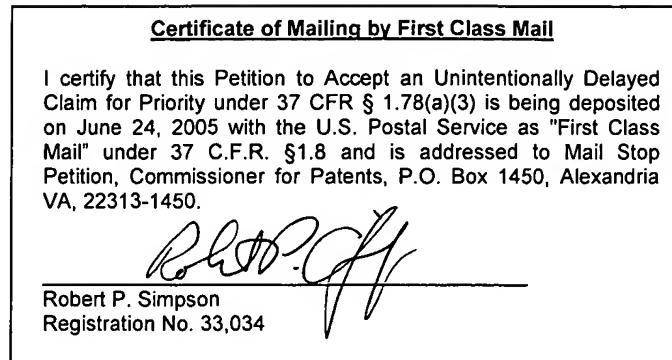
Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Honorable Sir:

This is a Petition to Accept an Unintentionally Delayed Claim for Priority under 35 U.S.C. §§ 120 and 365(c), pursuant to 37 CFR § 1.78(a)(3) regarding the above-identified patent application.

Applicant respectfully requests the following amendment to the specification. Please replace paragraph [0001] with the following amended paragraph:

[0001] This ~~patent claims the benefit~~ application is filed under 35 U.S.C. § 120 and § 365 ( c ) as a continuation of International Patent Application PCT/DE02/02647, filed July 18, 2002 and published February 27, 2003, [[and]] which application is incorporated herein by reference. This ~~patent~~ application also claims priority of German Patent Application No. 101 35 851.2, filed July 23, 2001, which application is incorporated herein by reference.



Attorney Docket No. : LUKP:105US  
Appl. No. 10/762,929  
Petition dated June 24, 2005

The entire delay between the date the claim was due under paragraph 37 CFR § 1.78(a)(2)(ii) and the date of this amendment was unintentional.

Enclosed is a Credit Card Payment Form authorizing payment of \$1,370.00 for the surcharge set forth in 37 CFR § 1.17(t).

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'R. Simpson', with a stylized flourish at the end.

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Dated: June 24, 2005